



ifw
3761

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Post Office as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

Date: 5-14-04
Name: Lisa M. Davis
Signature: Lisa M. Davis
Clifford Chance US LLP

Docket No. 7226-200

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Binder et al.

Filed: August 17, 2001

Group Art Unit: 3761

Serial No: 09/931,974

Examiner: Linh T. Truong

For: FLEXIBLE SUPPORT FOR GEL WRAPS

TRANSMITTAL LETTER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Pursuant to the Correction of Inventorship Under 37C.F.R. 1.48(a) (copy enclosed), please find enclosed the executed Statement Under 37 C.F.R 1.48(a) along with Exhibit 1.

The Commissioner is hereby authorized to charge payment of any fees required in connection with the paper(s) transmitted herewith, or credit any overpayment of same, to Deposit Account No. 50-0521.

Application No. 09/931,974
Docket No. 7226-200

Respectfully submitted,

Date: May 14, 2004

Margaret B. Kelley
Margaret B. Kelley
Reg. No. 29,181

Clifford Chance US LLP
200 Park Avenue
New York, NY 10166-0153
Telephone: (212) 878-3145



CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Post Office as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

Date:

Name:

Signature:

May 14, 2004
W. H. Kimball
Clifford Chance US LLP

Clifford Chance US LLP

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No : 09/931,974
Applicant : David M. Binder et al.
Filed : August 17, 2001
Title : Flexible Support For Gel Wraps

TC/A.U. : 3761
Examiner : Linh T. Truong

Docket No. : 7226-200
Confirmation No. : 5408

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Correction of Inventorship Under 37C.F.R. 1.48(a)

Sir:

Please correct the inventorship of the above-identified patent application by deleting the undersigned William H. Kimball as an inventor. The remaining inventors are:

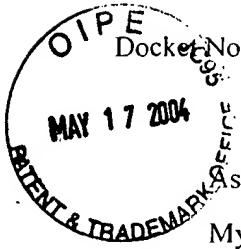
David M. Binder
Edward C. Leicht
William J. Binder

The error in inventorship occurred without deceptive intention on my part.

A copy of the Declaration executed by David M. Binder on December 5, 2001, by Edward C. Leicht on December 7, 2001, by William J. Binder on November 10, 2001, and by me on November 10, 2001 is attached as Exhibit 1.

Date: May 8, 2004

William H. Kimball
William H. Kimball



Docket No. 7226-200

DECLARATION AND POWER OF ATTORNEY

As below named inventors, We hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

FLEXIBLE SUPPORT FOR GEL WRAPS

the specification of which (check one) is:

☐ attached hereto

☒ was filed on August 17, 2001
as Application Serial No. 09/931,974
and amended on _____ (if applicable).

☐ was described and claimed in PCT Application No.
filed on _____ and amended under Article 19 on _____

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose all information I know to be material to patentability in accordance with Title 37, Code of Federal Regulation, § 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code § 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)

<u>Serial Number</u>	<u>Country</u>	<u>Filing Date</u>	<u>Priority Claimed</u> (Y/N)
----------------------	----------------	--------------------	----------------------------------

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

<u>Serial Number</u>	<u>Filing Date</u>	<u>Status</u>
60/226,602	8/21/00	expired

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

And I hereby appoint:

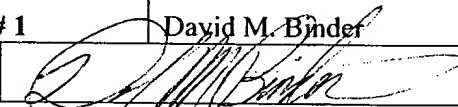
John E. Kidd	Reg. No. 19,916	Gerard P. Norton	Reg. No. 36,621
Victor Siber	Reg. No. 25,149	John T. Johnson	Reg. No. 37,363
Margaret B. Kelley	Reg. No. 29,181	Frank C. Cimino	Reg. No. 39,945
Philip E. Roux	Reg. No. 31,295	Nada Jain	Reg. No. 41,431
Michael J. Pantuliano	Reg. No. 18,971	Mitchell S. Feller	Reg. No. 42,530
Joseph P. Kincart	Reg. No. 43,716	David F. Ries	Reg. No. 43,046
James V. Mahon	Reg. No. 41,966	Ira J. Schaefer	Reg. No. 26,802
Joseph Levi	Reg. No. 41,152	Steven J. Lever	Reg. No. 46,871
Victor J. Geraci	Reg. No. 38,157	Drew M. Wintringham	Reg. No. 31,894
C. Joseph Laughon, II	Reg. No. 31,389	Ernest Yakob	Reg. No. 45,893
Leora Ben-Ami	Reg. No. 32,455	Russell DeClerck	Reg. No. 46,364
Robert D. Schaffer	Reg. No. 33,775	Mark Rueh	Reg. No. 43,896
Michael M. O'Shea	Reg. No. 35,631	Neer Gupta	Reg. No. 40,628
Joel N. Bock	Reg. No. 36,456		
Charles S. Kwalwasser	Reg. No. 47,728		

all of the firm of Clifford Chance Rogers & Wells LLP, 200 Park Avenue, New York, New York 10166-0153, my attorney with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

Address all communications to:

Russell DeClerck, Esq.
Clifford Chance Rogers & Wells LLP
200 Park Avenue, New York, NY 10166
(212) 878-3446

Wherefore I request that Letters Patent be granted to me for the invention or discovery described and claimed in the foregoing specification and claims, and I hereby subscribe my name to the foregoing specification and claims, declaration, power of attorney, and this petition.

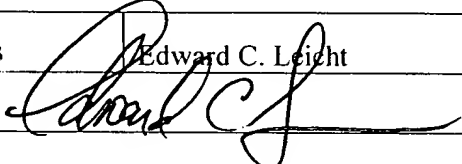
Full name of inventor # 1		David M. Binder	
Inventor's signature		Date	12-5-01
Residence	1928 Hickory Ridge Road, Richmond, VA 23233		
Citizenship	United States of America		
Post Office Address	1928 Hickory Ridge Road, Richmond, VA 23233		

Full name of inventor # 2		William H. Kimball	
Inventor's signature	<i>W H Kimball</i>	Date	11 / 10 / 01
Residence	119 Lackland Court, Alamo, CA 94507		
Citizenship	United States of America		
Post Office Address	P.O. Box 950, Alamo, CA 94507		

Full name of inventor # 3		Edward C. Leicht	
Inventor's signature		Date	
Residence	443 Camino Laguna Vista, Goleta, CA 93117		
Citizenship	United States of America		
Post Office Address	443 Camino Laguna Vista, Goleta, CA 93117		

Full name of inventor # 4		William J. Binder	
Inventor's signature		Date	
Residence	120 S. Spalding Dr. Ste 340, Beverly Hills, CA 90212		
Citizenship	United States of America		
Post Office Address	120 S. Spalding Dr. Ste 340, Beverly Hills, CA 90212		

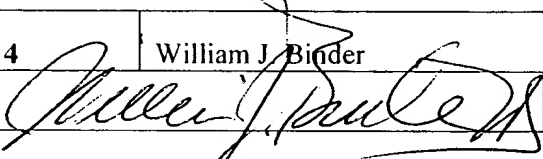
Full name of inventor # 2	William H. Kimball		
Inventor's signature		Date	
Residence	119 Lackland Court, Alamo, CA 94507		
Citizenship	United States of America		
Post Office Address	P.O. Box 950, Alamo, CA 94507		

Full name of inventor # 3	Edward C. Leight		
Inventor's signature		Date	12/7/2001
Residence	443 Camino Laguna Vista, Goleta, CA 93117		
Citizenship	United States of America		
Post Office Address	443 Camino Laguna Vista, Goleta, CA 93117		

Full name of inventor # 4	William J. Binder		
Inventor's signature		Date	
Residence	120 S. Spalding Dr. Ste 340, Beverly Hills, CA 90212		
Citizenship	United States of America		
Post Office Address	120 S. Spalding Dr. Ste 340, Beverly Hills, CA 90212		

Full name of inventor # 2	William H. Kimball		
Inventor's signature		Date	
Residence	119 Lackland Court, Alamo, CA 94507		
Citizenship	United States of America		
Post Office Address	P.O. Box 950, Alamo, CA 94507		

Full name of inventor # 3	Edward C. Leicht		
Inventor's signature		Date	
Residence	443 Camino Laguna Vista, Goleta, CA 93117		
Citizenship	United States of America		
Post Office Address	443 Camino Laguna Vista, Goleta, CA 93117		

Full name of inventor # 4	William J. Binder		
Inventor's signature		Date	11/10/01
Residence	120 S. Spalding Dr. Ste 340, Beverly Hills, CA 90212		
Citizenship	United States of America		
Post Office Address	120 S. Spalding Dr. Ste 340, Beverly Hills, CA 90212		